

all, or make a very thorough examination?

A.—Not very.

Q.—Searched Mrs. Borden's Room.

"We went into Mrs. Borden's room, but did not find anything. We looked under the bed, but didn't find a man there nor any implements of murder. If there was a bureau we opened the drawers, but I do not recollect whether there was a bureau there or not. There was a closet in the room and we went in, but didn't find anything.

"Then we went into the little room where the safe was; the safe was locked, I think. There was a row of dresses on the wall, and we looked at them, as we did the others. Bridget was somewhere on the floor. Bridget had the keys that let us into all the rooms, which were locked.

"The doors in all parts of the house were very generously supplied with locks; more so than usual."

"Then we went down cellar for the second time. Officers Mullaly and Devine and Dr. Dolan were there and there might have been others; the axes and hatchets were on the cellar floor."

"We stayed there a while and talked. Mullaly told me about the things were found. Then I went into the house again after receiving reports from officers in the yard."

"I went into the cellar for the third time, and there was an officer there, but I cannot think who it was. Yes, Mullaly and Harrington were there. We searched back of the wood, which was piled up, and in other places to see if we could find any other axes; we made a thorough search, but did not find anything. We went out, and I came in again with the marshal."

Q.—When did you find this hatchet with the broken handle?

A.—On the second visit. I found it in the box where the other tools were. It was in the box by the chimney. Mullaly was there and showed me the box where the two axes came from. The axes in the cellar were confined to a certain space.

Red Spots on the Hatchet.

"There was ash dust, however, all over everything, just like any other cellar where ashes are kept. It was natural that ashes should be on these things. The smaller one of the hatchets was somewhat rusty. The clawhead, apparently, had been cleaned. There was a spot on the handle, but I don't see it now; it was a small spot, but could not say what it was; it was red, and might be red paint or blood."

"Miss Lizzie had no chance to clean that hatchet; I am sure of that. When I first saw that clawhead there was one red spot on the blade."

Here counsel showed the clawhead hatchet to the jury, calling attention to the location of a mark on the blade. "When I found the hatchet there did not seem to be any dust on the side of the box; all the other tools were dusty. There was dust on the broken one; this was when I first saw it. I handled the hatchet, as though it might have got into the ash pile. There were ashes on the head and on the handle, but none on the broken end. I think, I did not notice it because it looked like a new break. I see no signs of any new, anyhow," examining the piece of wood.

"So far as I know those pieces which were clipped off were done after I left my possession. I think Mullaly saw me put the little hatchet back in the box. I went away and left it in the old box. This clawhead looked as though it had been washed or scraped. There were no signs of scraping or washing about the broken one; this was when I first saw it. I won't swear there were any ashes on the broken end of that small handle; I don't remember seeing any there."

Here it was shown to witness that yesterday he had said there were ashes on the broken part, and he said he must have misinterpreted the question; he could explain in no other way why he had made those different statements.

He was asked to take his pick of the two statements, and said he would say he didn't discover any ashes there, although there might have been some there; he would leave it by saying that he didn't know whether there were any ashes on the broken part or not.

"I have heard that Officer Medley took the broken-handled hatchet away from the box. Medley didn't testify at the first hearing, and this hatchet was not produced, so far as I know. I don't know whether Prof. Wood had it or not. I put the clawhammer away where I could get it, and produced that with the others at the district court."

"In my testimony at the lower court I never mentioned this broken hatchet. I didn't say at that time that I didn't find anything else but those four others. I might have done so."

Here counsel read from the previous testimony of the witness at the first hearing where he stated that he found only the two axes and the two hatchets, and he explained that he considered that because he didn't take it away he hadn't "found" it.

"I didn't testify about it because I did not think it came into the play, despite the broken handle evidently fresh and the dust."

"I didn't go in the front door of the Borden house, but I may have gone out that way. I saw Emily come in that night. The only way I can fix the

time of my arrival at the Borden house is because when I was at my house and a physician was there we had occasion to look at our watches, and I saw it was 11:55. Two minutes after I got the word and started, and in five minutes more I was at the Borden house. At the other hearing I said, I think, that it was between 11:45 and 12 o'clock, perhaps 11:40 or 11:50."

The Clawhammer Had Been Washed.

"On direct examination witness said: 'The front door was locked when I first went in, and I had my first interview with Lizzie; it was bolted and locked, that's about all I can say about it. The clawhammer had the appearance of having been washed; that was the reason why I kept it; it looked blue and there was a spot on it which looked like blood. I showed it to Mr. Dolan at that time.'

"At the preliminary hearing I was questioned by counsel, but also was told to tell my story in my own way, but I was asked at the end, by Mr. Knowlton, if there was anything which he ought to have asked, and I said, No, I was given a chance to say all I wanted to."

Father Captain Harrington.

Officer Philip Harrington was the next witness. He testified that he had been ten years a patrolman, now he was a Captain.

"I was at dinner on the day of the tragedy, and it was 12 o'clock when a young man named Turner notified me to go to the Borden house. I left by the car time. I went in at the front gate along the north side and went in at the north door. I saw Mr. Sawyer at the door; I didn't see Lizzie there, but there were some ladies and some officers."

"I asked a question or two and was directed to the sitting room, where Mr. Borden's body was on the lounge, covered with a sheet; I looked at the face, but couldn't recognize it; some of the blood was very dark, some very bright; it all had a fresh appearance, and as I stood there a small drop came down the side of the face."

"When I was there one or two persons came in and stood beside me. Then I went up to the room where Mrs. Borden's body lay."

"I saw the body when I was on the stairs, my head being just on a level with the floor. I went in, looked at the body, saw blood on her dress, on the pillow-ash and some on the spread. The blood was quite dark. Then I went out and met officers in the doorway."

Lizzie Could Tell Nothing.

"In the doorway on the east I looked and saw Miss Russell and Lizzie. I had a conversation with Miss Borden, asking her to tell me all she knew, but she said: 'I can tell you nothing at all. Father came home from the Post-Office with a small package in his hand. I asked him if he had any mail for me. Then I went away into the yard and into the barn. I heard nobody in the mean time.'

"She said she was up in the loft. I looked her if the motive was robbery, and she said, 'No, everything was all right, even to the watch in his pocket and the ring on his finger.'

"I asked her if she had any reason to suspect anybody, and she said, 'No, nothing at all.'

"I asked her why she hesitated, and then she told me about the man with whom her father had quarrelled before that date."

Witness here related substantially what has been repeated before as to her knowledge of her father's movements.

Witness said in answer to a question as to Lizzie's condition at the time she was being questioned by him, that she was cool and during no time was she in tears. She was standing, and at no time was there any breaking of the voice; it was steady."

"I asked her how she fixed the time of her stay in the barn so accurately, and she said she was sure she was there twenty minutes, and not half an hour. Her dress then was an ordinary house dress."

Here witness gave such a detailed description of her dress, including all the technicalities, that Lizzie smiled and others laughed.

Dr. Bowen Burns Something.

"When I was in the kitchen I saw Dr. Bowen with some scraps of paper in his hand. I asked him what they were, and he answered that he guessed they were nothing, and he started to arrange them so as to show me what they were."

"I saw the word 'Ellen' written in lead pencil. He said it was something about his daughter. He then lifted the lid from the stove and I noticed the fire was nearly extinguished."

"Others had been some paper burned, which still held a cylindrical form about a foot long and perhaps two inches in diameter. I can't tell what sort of paper it was."

"About that time Dr. Dolan came in with three hatchets, I think, in his hand, and two or three axes. I stood guard over them until I was sent away by the city marshal."

"I came back again in the afternoon and went into the barn. We went up stairs, several of us, and overhauled the hay; the heat was intense; everything appeared to be covered with dust; it was very close there; I remained there about half an hour."

"I saw a basket on the work bench, but I don't know what was in it; after

of her stay in the barn so accurately, and she said she was sure she was there twenty minutes, and not half an hour. Her dress then was an ordinary house dress."

Here witness gave such a detailed description of her dress, including all the technicalities, that Lizzie smiled and others laughed.

Dr. Bowen Burns Something.

"When I was in the kitchen I saw Dr. Bowen with some scraps of paper in his hand. I asked him what they were, and he answered that he guessed they were nothing, and he started to arrange them so as to show me what they were."

"I saw the word 'Ellen' written in lead pencil. He said it was something about his daughter. He then lifted the lid from the stove and I noticed the fire was nearly extinguished."

"Others had been some paper burned, which still held a cylindrical form about a foot long and perhaps two inches in diameter. I can't tell what sort of paper it was."

"About that time Dr. Dolan came in with three hatchets, I think, in his hand, and two or three axes. I stood guard over them until I was sent away by the city marshal."

"I came back again in the afternoon and went into the barn. We went up stairs, several of us, and overhauled the hay; the heat was intense; everything appeared to be covered with dust; it was very close there; I remained there about half an hour."

"I saw a basket on the work bench, but I don't know what was in it; after

# O'NEILL'S,

6th Ave., 20th to 21st St.

## SPECIALS FOR SATURDAY. TRUNKS AND BAGS.

LADIES' DRESS TRUNKS,

42 inch, with four Trays, worth 15.00,

12.24.

Ladies' Travelling Trunks,

strongly bound, 36 inch, with two Trays, worth 10.00,

8.72.

Alligator Bags, 15 inch,

worth 4.50,

3.98.

Grain Leather Club Bags,

Leather lined,

14 inch,

2.29.

16 inch,

2.71.

Gladstone Bags,

18-inch, Leather lined, worth 3.50,

2.97.

COMPLETE LINE OF

TOURISTS' REQUISITES

AT LOWEST PRICES.

## MEN'S FURNISHINGS.

Men's Genuine French

Balbriggan Underwear.

SHIRTS, 34 to 46 in.

DRAWERS, 28 to 36 in.

35c. each.

NECKWEAR.

Men's Tecks and Four-in-Hands,

formerly sold at 48c. to 1.00,

Now 24c., 38c., 43c., 50c.

## H. O'NEILL & CO.,

6th Ave., 20th to 21st St.



J. H. NEILLMAN.

"I Am Truly Thankful For the Success of the Borden Case. During the war I contracted typhoid fever, and after leaving me with malarial and mercurial poisoning, from which I have suffered ever since, in pneumonia, rheumatism, nervous prostration and general debility. Since I began taking Hood's Kidney Pills I have not lost a day's work in three months, and am in better health than at any time since the war."—J. H. NEILLMAN, Chemist, 150 N. 4th St., St. Paul, Minn.

Hood's Pills Cure Liver, Kidney, &c.

of her stay in the barn so accurately, and she said she was sure she was there twenty minutes, and not half an hour. Her dress then was an ordinary house dress."

Here witness gave such a detailed description of her dress, including all the technicalities, that Lizzie smiled and others laughed.

Dr. Bowen Burns Something.

"When I was in the kitchen I saw Dr. Bowen with some scraps of paper in his hand. I asked him what they were, and he answered that he guessed they were nothing, and he started to arrange them so as to show me what they were."

"I saw the word 'Ellen' written in lead pencil. He said it was something about his daughter. He then lifted the lid from the stove and I noticed the fire was nearly extinguished."

"Others had been some paper burned, which still held a cylindrical form about a foot long and perhaps two inches in diameter. I can't tell what sort of paper it was."

"About that time Dr. Dolan came in with three hatchets, I think, in his hand, and two or three axes. I stood guard over them until I was sent away by the city marshal."

"I came back again in the afternoon and went into the barn. We went up stairs, several of us, and overhauled the hay; the heat was intense; everything appeared to be covered with dust; it was very close there; I remained there about half an hour."

"I saw a basket on the work bench, but I don't know what was in it; after

I got through in the barn, I went in the house and down cellar."

Witness here described finding the two hatchets and axes down there; also about his searching about the yard, barn and adjoining premises.

"During all this search I found no marks of blood anywhere," he said.

A Photo's Testimony.

In cross-examination witness said he only talked with Lizzie once that day. He thought there was no excitement there that day. "I never asked Lizzie whether she had any suspicion about the farm help."

Here ex-Gov. Robinson read from witness's previous testimony at the first hearing that he did ask the question, and witness admitted that he had done so.

Witness said Mr. Borden had on a lace shoe when he saw the body on the lounge; he was sure of that and that it was not a congress shoe.

Here witness was shown a photograph where congress boots were plainly seen, and the jury was shown the picture.

Witness said he was not excited at all, and had full possession of his reasoning and perceptive faculties.

He was asked to describe that dress again, but said he had seen it after wards and refreshed his memory. The dress was a plain house wrap of silk and light stripes; on the light was a diamond figure, parallel and diagonal or biased. It was fitted to the form, with smaller plaits in front and standing collar; over the hips were pieces of bright red ribbon brought around and

## GREENWALD'S

3d Ave., cor. 87th St.

TO-MORROW.

GREATER

BARGAINS

THAN EVER.

At 44c.

85 doz. LADIES' DRAWERS, best muslin, three 4-inch tucks, Valenciennes lace ruffle, fully worth \$1.00.

At 44c.

85 doz. LADIES' GOWNS, handsomely trimmed bosom (needlework and tucks), never sold for less than \$1.00.

At 44c.

85 doz. LADIES' CHEMISES, best muslin, handsomely made, shirred like bosom, our regular price \$1.00.

At 44c.

85 doz. LADIES' SKIRTS, best muslin, tucked and deep needlework flounce, never sold for less than \$1.00.

At 44c.

85 doz. R. & C. CORSETS, heavily boned, all sizes, former price \$1.00.

GREENWALD BROS.,

3d Ave., cor. 87th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

6th Ave., cor. 12th St.

## "CAMMEYER"

Stamped on a Shoe Means Standard of Merit.

3d Ave., cor. 87th St.

TO-MORROW.

GREATER

BARGAINS